

**REMARKS**

In the Office Action, the Examiner indicated that claims 1-9 and 11-22 were pending in the application, that claims 1-6 were withdrawn from consideration and that claims 7-9 and 11-22 stand rejected. Claims 1-6 have been cancelled without prejudice or disclaimer, and claims 23 and 24 have been added, thus, claims 7-9 and 11-24 are pending and under consideration. The specification has been amended to improve form. No new matter is included in this amendment.

It is respectfully requested that this amendment be entered under 37 CFR §1.116 it is believed that the amendment of claim 7 and the new claims 23 and 24 do not raise any new issues and otherwise put this application into condition for allowance or in better form for appeal.

**The 35 U.S.C. §102(b) Rejection:**

At page 2 of the Office Action, claims 7, 9, and 11-15 are rejected under 35 U.S.C. 102(b) as being anticipated by U.S. Patent 6,087,730 to McGarvey et al. Claim 7 has been amended as set forth above. McGarvey et al. does not disclose "forming an opening portion by etching the first and second insulating layers to expose a portion of the pixel electrode, using the photoresist layer as a mask; forming an electroluminescence (EL) layer on the exposed portion of the pixel electrode; and forming a cathode over the EL layer and the photoresist layer over the EL layer," as recited in amended claim 7.

Claims 9 and 11-15 are deemed to be patentable at least for similar reasons set forth above regarding claim 7.

**The First 35 U.S.C. §103(a) Rejection:**

At page 4 of the Office Action, claims 19, 20 and 22 are rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent 6,087,730 to McGarvey et al. in view of U.S. Patent 6,480,577 to Izumi et al.

Claims 19, 20 and 22 are deemed to be patentable at least for similar reasons set forth above regarding claim 7.

**The Second 35 U.S.C. §103(a) Rejection:**

At page 5 of the Office Action, claims 16, 18 and 21 are rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent 6,087,730 to McGarvey et al. in view of U.S. Patent 5,010,027 to Possin et al.

Claims 16, 18 and 21 are deemed to be patentable at least for similar reasons set forth above regarding claim 7.

**The Third 35 U.S.C. §103(a) Rejection:**

At page 6 of the Office Action, claim 8 is rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent 6,087,730 to McGarvey et al. in view of U.S. Patent 6,346,978 to Hsu et al.

Claim 8 is deemed to be patentable at least for similar reasons set forth above regarding claim 7.

**New claims 23 and 24:**

New claim 23 is deemed to be patentable at least for similar reasons set forth above regarding claim 7. McGarvey et al. make no mention of "forming the opening portion in the first and second insulating layers to have an area size smaller than the pixel electrode so that the EL layer does not have a surface with a tangent to an edge portion of the pixel electrode," as recited in claim 24.

Support for new claims 23 and 24 is found in paragraphs [0047] - [0050] of the specification and in the FIGS. 3A-3L.

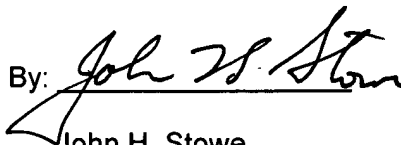
If there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 50-3333.

Respectfully submitted,

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Date: 3/23/05

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